IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 8th day of February 2005

Bail application No. 990 of 2004

Order on the Bail Application of accused

CRIMINAL SIDE

Girish Singh S/o Nandan Singh
R/o Village Seema Talla Danpur
Patwari Area Golna
Tehsil Kapkot
District Bageshwar …… Applicant

Versus

State of Uttaranchal …….. Opposite Party

Arising out of Case Crime No. 4 of 2004
Under Section 498-A, 304-B I.P.C. and
3/4 Dowry & Prohibition Act
Patwari Area Golna
Tehsil Kapkot
District Bageshwar

By the court

Hon'ble B.C. Kandpal, J.

The applicant applied for bail in case crime No. 4 of 2004 under Sections 498-A, 304-B I.P.C. and 3/4 Dowry & Prohibition Act Patwari Area Golna Tehsil Kapkot, District Bageshwar.

Heard Sri Kamal Jet Narayan learned counsel for the applicant, learned A.G.A. and perused the record.

It has been alleged by the prosecution that Smt. Neema Devi died on account of demand of dowry by the applicant and his family members.

The First Information Report which has been lodged by the father of the deceased on 01.10.2004 reveals that the complainant himself has mentioned therein that his daughter hanged herself and he has no grievance against anyone nor he has any doubt.

Another report lodged by the father of the deceased i.e. same person after a lapse of four days shows that her daughter died on account of demand of dowry by the applicant and his family members.

Keeping in view the discrepancies in both the First Information Reports, I find sufficient ground to enlarge the applicant on bail at this stage.

Let the applicant Girish Singh be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

08.02.2005
ASWAL